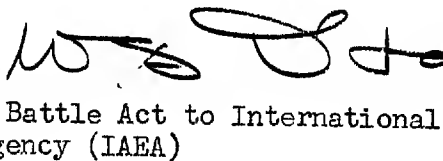


~~OFFICIAL USE ONLY~~

EDAC D-138

November 1, 1957

ECONOMIC DEFENSE ADVISORY COMMITTEE

To: EDAC Members
From: Chairman, EDAC 
Subject: Relationship of Battle Act to International Atomic Energy Agency (IAEA)

If a member government ships Atomic Energy materials to the IAEA, it is supplying them to an international agency and not to one or more of the countries which the IAEA may decide shall receive them, and furthermore, it does not have the right under Article IX(j) of the Statute of the IAEA to designate the specific project in which they must be used. The agency might make such materials available to member nations, including the USSR or "countries under its domination."

The General Counsel to the Director, ICA, (Administrator of the Battle Act) has agreed that the Battle Act would not require termination of assistance to a nation under circumstances where the nation supplied materials to the International Atomic Energy Agency for general use in the program of the IAEA, and the IAEA made those materials available to the USSR or nations under its domination.

Distribution:
ED List Parts I & II

~~OFFICIAL USE ONLY~~